

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: A8873

Ravi V.J. CHARI

Appln. No.: 09/671,995

Group Art Unit: 1643

Confirmation No.: 2588

Examiner: Karen A. CANELLA

Filed: September 29, 2000

For: COMPOSITIONS AND METHODS FOR TREATING CANCER USING

IMMUNOCONJUGATES AND CHEMOTHERAPEUTIC AGENTS

<u>UNDER 37 C.F.R. §§ 1.97 and 1.98</u>

MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant is filing concurrently herewith a Statement Under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required.

INFORMATION DISCLOSURE STATEMENT

U.S. Appln. No.: 09/671,995

Atty. Docket No. A8873

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of a Communication from a foreign patent office in a counterpart application citing such documents, together with an English-language version (if not already included) of at least that portion of the Communication indicating the degree of relevance found by the foreign patent office.

Copies of reference numbers 4-6 are **not** being submitted because they were previously cited in the Information Disclosure Statements filed September 29, 2000, May 16, 2001, and October 12, 2004, respectively.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

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WASHINGTON OFFICE 23373 CUSTOMER NUMBER

Date: April 30, 2007



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STATEMENT UNDER 37 C.F.R. § 1.97(e)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The undersigned hereby states, upon information and belief:

That each item of information contained in the Information Disclosure Statement filed concurrently herewith was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of said Information Disclosure Statement.

Respectfully submitted,

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Date: April 30, 2007

Susan J. Mack

Registration No. 30,951

Substitute for Form 1449 A & B/PTO

Sheet

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Сотр	olete if Known		
Application Number	09/671,995 2588		
Confirmation Number			
Filing Date	September 29, 2000		
First Named Inventor	Ravi V.J. CHARI		
Art Unit	1643		
Examiner Name	Karen A. CANELLA		
Attorney Docket Number	A8873		

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Document Number		Dublication Data		
		Number	Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Documer	
		US				
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FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Publication Date	Name of Patentee or	
		Country Code ³	Number ⁴	Kind Code ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document	Translation ⁶
		JP	62-195387	Α	08-28-1987	La Region Wallonne; Omnichem SA	X
		WO	98/08506	Al	03-05-1998	Eli Lilly and Company	Ī
		JP	58-167592	A	10-03-1983	Takeda Chemical Industries Ltd.	X
		JP	2003-503365	Α	01-28-2003	Genentech, Inc.; Immunogen, Inc.	X
		JP	2002-543093	Α	12-17-2002	Univ. Texas System	X
		JР	2002-541088	A	12-03-2002	Inex Pharm Corp; Univ. Texas; Texas System	х
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NON PATENT LITERATURE DOCUMENTS				
		Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city, and/or country where published.	Translation ⁶	
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Examiner Signature		Date Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kind Codes of USPTO Patent Documents at www.uspto.gov, MPEP 901.04 or follow the hyperlink from the title of the document to the intranet. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST. 3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to indicate here if English language Translation is attached.